



**THE INSOLVENCY REGULATIONS 1970, AMENDMENT NO. 8**

---

CATHERINE A. TIZARD, Governor-General

ORDER IN COUNCIL

At Wellington this 2nd day of September 1991

Present:

THE RIGHT HON. J. B. BOLGER PRESIDING IN COUNCIL

PURSUANT to section 14 of the Insolvency Act 1967, Her Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

---

REGULATIONS

**1. Title and commencement**—(1) These regulations may be cited as the Insolvency Regulations 1970, Amendment No. 8, and shall be read together with and deemed part of the Insolvency Regulations 1970\* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 8th day of October 1991.

**2. Fees**—The principal regulations are hereby amended by revoking regulation 5 (as substituted by regulation 2 of the Insolvency Regulations

\*S.R. 1970/260

Amendment No. 1: (*Revoked by S.R. 1981/193*)

Amendment No. 2: (*Revoked by S.R. 1981/193*)

Amendment No. 3: (*Revoked by S.R. 1984/299*)

Amendment No. 4: (*Revoked by S.R. 1988/32*)

Amendment No. 5: (*Revoked by S.R. 1988/32*)

Amendment No. 6: S.R. 1988/32

Amendment No. 7: S.R. 1989/19

1970, Amendment No. 6 and amended by regulation 2 of the Insolvency Regulations 1970, Amendment No. 7), and substituting the following regulation:

“5. (1) The Registrar shall receive and take in respect of the filing of a petition of adjudication the following fees:

§

“In the case of a creditor’s petition (whether filed under section 23 or section 26 (9) of the Act)	..	..	..	..	175
“In the case of a debtor’s petition	..	..	..	..	40

“Provided that no fee shall be received or taken by the Registrar in respect of the filing of any such petition in any case in which the Official Assignee satisfies the Registrar that there are no immediately available assets out of which to pay fees.

“(2) The Registrar shall receive and take in respect of the filing of a request for the issue of a bankruptcy notice a fee of \$150.

“(3) The Registrar shall receive and take in respect of the filing of an interlocutory application a fee of \$150.

“(4) No other fee (except sheriffs’ fees) shall be payable in the High Court in respect of matters or proceedings under the Act.

“(5) The fees to be taken in respect of proceedings under the Act in the Court of Appeal shall be those prescribed by the Court of Appeal Fees Regulations 1991† in respect of proceedings in that Court.”

**3. Goods and services tax included**—The fees prescribed by these regulations are inclusive of goods and services tax under the Goods and Services Tax Act 1985.

**4. Revocations**—(1) Regulation 2 of the Insolvency Regulations 1970, Amendment No. 6 is hereby consequentially revoked.

(2) The Insolvency Regulations 1970, Amendment No. 7 are hereby consequentially revoked.

MARIE SHROFF,  
Clerk of the Executive Council.

†S.R. 1991/178



## EXPLANATORY NOTE

*This note is not part of the regulations, but is intended to indicate their general effect.*

These regulations, which come into force on 8 October 1991,—

- (a) Increase from \$150 to \$175 the Court fee payable in respect of the filing of a creditor's petition under the Insolvency Act 1967; and
  - (b) Increase from \$25 to \$40 the Court fee payable in respect of the filing of a debtor's petition; and
  - (c) Increase from \$125 to \$150 the fee payable in respect of a request for the issue of a bankruptcy notice; and
  - (d) Prescribe in respect of the filing of an interlocutory application, a new fee of \$150.
- The fees are inclusive of goods and services tax.

---

Issued under the authority of the Acts and Regulations Publication Act 1989.

Date of notification in *Gazette*: 5 September 1991.

These regulations are administered in the Department of Justice.